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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WEALTH TAX APPEAL NO. 417 OF 2003

The Commissioner of Wealth Tax ... Appellant

Versus

M/s. Cube Investments Pvt. Ltd. ... Respondent

Mr. B.M. Chatterjee with Ms. P.P. Bhosale and Mr. P.S. Sahadevan for the Appellants.

Mr. J.D. Mistry with Mr. Raj Darak for Respondent.

CORAM: F.I. REBELLO &
J.P. DEVADHAR, JJ.
DATED: SEPTEMBER 12, 2007

P.C.:

. As the tax incidence is less than Rs. 4 lakhs, the learned counsel seeks leave to withdraw the appeal. Appeal dismissed as withdrawn. The issue of law, if any, is kept open for consideration in appropriate case. Refund of court fees as per rules. C.C. expedited.

(J.P. DEVADHAR, J.) **(F.I.REBELLO, J.)**